

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
NORTHWESTERN DIVISION**

Cormican's Inc., a Minnesota Corporation,)

Plaintiff,)

vs.)

Oftedal Construction, Inc., a Montana)

Corporation, and Liberty Mutual Insurance)

Company, a Massachusetts Corporation,)

Defendants.)

**ORDER RE WAIVER OF JURY AND
SEQUESTRATION OF WITNESSES**

Case No. 4:13-cv-151

On July 21, 2015, the court held a telephonic final pretrial conference in the above-captioned case. Brian J. Wisdorf appeared on plaintiff's behalf. Ronald G. Schmidt appeared on defendants' behalf. During the call, the parties agreed to waive a jury and that it will not be necessary to sequester witnesses during trial. Accordingly, **IT IS ORDERED:**

- (1) The trial in this case will be a bench trial; and
- (2) Absent a request to the trial judge in advance of trial, witnesses will not be excluded from the courtroom during trial.

Dated this 21st day of July, 2015.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr., Magistrate Judge
United States District Court